

THE COMMONWEALTH. KENTUCKY LEGISLATURE.

IN SENATE.

THURSDAY, Dec. 17, 1857.

Prayer by Rev. J. N. Norton, of the Episcopal church.

The Journal of yesterday was read by the clerk.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.
A message was received from the House of Representatives, announcing the passage of sundry bills which originated in that House; and several acts which originated in the Senate.

PETITIONS AND REMONSTRANCES.
Were presented by Messrs. SILVERTOOTH, MATTHEWS, COSBY, and ANDREWS, and appropriately referred.

MOTIONS AND RECONSIDERATION.
Mr. SUDOUTH moved that a message be sent to the House of Representatives, asking that the bill chartering the German gymnastic association, of Covington, be returned to the Senate; negative.

Mr. ANDREWS moved a reconsideration of the vote by which the Senate on yesterday, fixed the 5th of January for the election of Public Officers.

Mr. ANDREWS said that the manner in which the Penitentiary should be kept, whether on lease, as now, or otherwise, may not be determined, and gentlemen who are applicants wish to know the terms, before they can know whether they will ask for the office.

Mr. GROVER opposed the motion to reconsider, and called the previous question; the previous question was sustained. The Senate then reconsidered the vote by yeas 26, nays 9.

REPORTS OF STANDING COMMITTEES.
The unfinished report of this committee on Revised Statutes was taken up, being a bill to amend an act regulating duties of county and commonwealth's attorneys.

Mr. GILLIS having moved to amend by reducing the salary of the commonwealth's attorney to \$300 per annum; further action was cut off by the "orders of the day" on yesterday. [The original bill dissolves the partnership in the fees between the commonwealth's and county attorneys.]

Mr. GILLIS advocated the amendment, and also expressed himself in favor of the original bill.

Mr. HAYCRAFT opposed the amendment, and advocated the bill of the committee.

Mr. GROVER moved to amend the amendment of Mr. Gillis, by reducing the salary of the attorney general to \$300, and the fees now allowed by law.

Mr. GILLIS accepted the amendment of Mr. Grover.

Mr. BUCKNER opposed the amendment as amended, and advocated the original bill.

Mr. READ advocated the amendment, and replied to Mr. Buckner.

Mr. ANDREWS replied to Mr. Read, and opposed the amendment, and called into a history of the changes of salary and ability of the commonwealth's attorneys in the last 33 years, showing the evil of the reduction of salaries to too low a figure.

Mr. A. during the course of his remarks, advocated high salaries generally for all the public officers of the State from governor down.

Mr. GROVER addressed the Senate in opposition to the amendment of Mr. Gillis, as amended, he having offered his amendment, not because he was in favor of reducing the salaries of these officers, but that if one was reduced the other should be.

The yeas and nays were taken on the adoption of the amendment, as amended, and stood, yeas 14, nays 24; and the amendment was rejected.

Mr. W. H. A. K. offered an amendment to prevent the attorneys for the commonwealth from receiving any fees out of fines, &c., unless they also collect and pay the commonwealth's portion, unless the Governor has remitted the commonwealth's portion.

Mr. RIPLEY moved to re-commit the bill and amendment to the Judiciary committee; carried; and bill and amendment were re-committed.

MESSAGE FROM THE GOVERNOR.

A message in writing was received from the Governor, by the hands of Mr. Biss, assistant secretary of State. The rule requiring the message to be read on the table was dispensed with, and the message was read, and it and the documents accompanying, were ordered to be printed and referred to the committee on Federal Relations. [The message covered a communication from the secretary of state of the United States, inclosing "copies of the Canadian Act for better giving effect to the 10th article of the treaty between the United States and Great Britain, of the 9th August, 1842."]

REPORTS OF SELECT COMMITTEES.

Mr. WALTON—a bill to amend the charter of the Kentucky State medical society; [makes it the duty of the president and secretary to report to the Governor and the reports, &c., to be printed and referred to the Finance committee, and ordered to be printed.]

Mr. SILVERTOOTH—a bill to amend the act establishing equity and criminal courts in the 1st judicial district; referred to committee on Circuit Courts.

Mr. WAIT—a bill to amend the charter of the Hustonsville, Liberty and Columbia turnpike road company; passed.

Same—a bill to amend the charter of the Hustonsville and Coffee's mill turnpike road company; passed.

RESOLUTIONS.

Mr. MARTIN offered a resolution, instructing the committee on Banks. [Directing them to ask certain questions of the banks.]

Mr. PORTER offered, as an amendment, additional questions to be propounded to the banks. The resolution and amendment were placed in the orders, and made the special order for 11 o'clock to-morrow.

Mr. RUST offered the following resolution, which was laid over until 11 o'clock to-morrow: Resolved, That the committee on Banks, acting through the chairman thereof, be instructed to open a correspondence with the proper officers of all those banks, in this commonwealth, whose charters expire on or before the 1st of January next, and request them to submit their written assent to the passage of an act amending their respective bank charters as to divest them in future, of all power and authority to issue any bill of less denomination than five dollars.

The committee aforesaid shall report to this body, at their earliest possible convenience.

Mr. DARNABY offered the following, which was adopted: WHEREAS, The law now provides, that when, from any cause, the judge of the circuit court fails to attend, or, if in attendance, cannot properly preside in any cause or causes pending in such court, the attorneys of the court, who are present, shall select one of its members, then in attendance, to hold the court; and whereas, there are several criminal causes now pending, where the circuit judge cannot properly preside, and a judge cannot be obtained to try the same according to the provisions of the statutes now in force—

Resolved, That the committee on the Judiciary be instructed to report a bill, providing for the trial of causes when the circuit judge cannot properly preside, and a judge cannot be obtained to try the cause according to the laws now in force.

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Public Printer be authorized to print fifty copies of the report of the Kentucky State agricultural society, for the years 1856 and 1857, for the use of each of the members of the present General Assembly; one thousand copies for the use of the society; two hundred copies for the State library; ten copies for the use of each of the local societies in the State; and that the Auditor be directed to draw

his warrant on the Treasurer for the necessary amount to pay the expense of printing said reports, out of any money in the Treasury not otherwise appropriated.

LEAVE TO BRING IN BILLS.

Mr. RIPLEY—a bill to amend the charter of the Franklin insurance company of Louisville; Judiciary.

Same—a bill to provide for the election of special judges of the Louisville city court, and to authorize the marshal to appoint deputies; Judiciary.

Mr. COSBY—a bill to provide for erecting a fire-proof room for the land office; Public Officers.

Mr. RIPLEY—a bill to amend chapter 86 of the Revised Statutes; Judiciary.

Same—a bill for the benefit of Elenor G. Vance; Judiciary.

Mr. GRUNDY—a bill to amend the charter of the Bloomfield and Springfield turnpike road company; Internal Improvement.

Mr. ANDREWS—a bill to make persons liable for misrepresentations in the sale of personal property; Judiciary.

Mr. MALLORY—a bill to charter the McCracken county agricultural society; Agriculture and Manufactures.

Mr. GARRARD—a bill for the improvement of the navigation of the Kentucky river; Internal Improvement.

Same—a bill to amend the turnpike road law in Knox and Clay counties; Internal Improvement.

Same—a bill to transfer the records of surveys from county court clerks offices; County Courts.

Mr. FISK—a bill to charter the Campbell county agricultural society; Judiciary.

Mr. EDWARDS—a bill to incorporate the town of Rochester; Judiciary.

Same—a bill requiring clerks of county courts to record assessors books, in well bound books; County Courts.

On motion of Mr. DARNABY, Mr. GILLIS was added to the committee on the Penitentiary. And then the Senate adjourned.

HOUSE OF REPRESENTATIVES.

THURSDAY, Dec. 17th, 1857.

Prayer by Rev. J. M. Lancaster of the Catholic Church.

The Journal of yesterday was read.

ASSISTANT CLERK.

Mr. BROWN offered the following resolution: WHEREAS, Experience has shown that the principal clerk of this House is an important and disagreeing duty of his office, and will, with a little more instruction, be competent to the discharge of the same. Therefore,

Resolved, That the order of this House, adopted at this session, authorizing said clerk to appoint a third and additional assistant clerk, shall be rescinded and set aside from and after the 20th of this instant (December).

Mr. WICKLIFFE offered the following amendment: Amend the preamble by striking out the word "instruction," and insert in lieu thereof, the word "experience."

Mr. BROWN said he offered the resolution in good faith, and having voted with gentlemen on the other side of the house to rescind the resolution, authorizing the clerk to employ an additional assistant clerk, he hoped they would now stand by him in the adoption of this resolution.

Mr. MACHEN moved to strike out all after the preamble.

Mr. BARBEE moved to lay the resolution and amendment on the table.

Mr. TRAPNALL demanded the yeas and nays, which resulted as follows:

Yeas—Messrs. Spear, (White), Anthony, Barbee, Bates, Behr, Bowman, Brann, Bruce, Burns, Clement, Combs, Crawford, Crossland, Dally, DeHaven, Dickey, Dobyns, Donan, Eaves, Ellis, Ficklin, A. H. Field, Gray, G. W. Hamilton, W. H. Hamilton, Hardy, Hensley, Huey, Jesse, Jones, Kelsey, Kendall, Leathers, Machen, Meate, McCreary, McMillan, Morse, Newcum, Newton, Parker, Patton, R. Payne, Richmond, Reid, Richardson, Roach, Roberts, Russell, Shawhan, Skean, Smith, Sterett, Stitt, A. H. Talbot, Thomas, Thompson, Trapnall, White, Whit, Wickliffe, Wilson, Wooley—63.

Nays—Messrs. Armstrong, Barton, Browder, Brown, G. S. Caldwell, J. L. Caldwell, Chamblin, Daniel, Davis, Drane, Duncan, C. Field, Jr., Fleming, Foss, Goodloe, Hansford, Harned, Hines, Huston, Jackson, Johnson, Lindsey, Lynn, Marshall, McDaniel, Mitchell, Muir, W. P. Payne, Sabree, Shanks, C. P. Talbot, Winfrey, Woods, Worthington—35.

So the resolutions and amendment were laid upon the table, and Maj. T. J. Helm duly qualified as assistant clerk.

PETITIONS.

Petitions were presented by Messrs. MUIR, W. H. HAMILTON, COMBS, C. FIELD, Jr., MACHEN, RICHARDSON, and HANSFORD, which were received, and appropriately referred.

REPORTS OF STANDING COMMITTEES.

Mr. WICKLIFFE—Propositions and Grievances—a bill to amend an act incorporating the town of Raywick; passed.

Mr. MACHEN—Judiciary—a bill for the benefit of Wm. Myndier, late sheriff of Morgan county; passed.

Also—discharged from the further consideration of the petition of Ebenezer Boyd.

Also—a bill to prevent the circulation of foreign bank notes under the denomination of \$5; referred with a Senate bill upon the same subject, to the committee of the whole, made special order for 6th January, and ordered to be printed.

Also—a bill repealing an act for the benefit of the "Presidents"; passed.

Mr. MUIR—Presidents—a bill for the benefit of Samuel R. Reynolds, of Jessamine county; passed.

Mr. NEWELL—Ways and Means—a bill for the benefit of S. D. Winterbower, late deputy sheriff of Hardin county; passed.

Mr. ANTHONY—Ways and Means—a bill for the benefit of Nimrod Harris and G. W. Tompkins, late sheriffs of Mercer county; passed.

Mr. CHAMBLIN—Ways and Means—discharged from the further consideration of a bill for the benefit of Thos. Dixon, of Letcher county.

Mr. RICHARDSON—Education—a bill for the benefit of common school district No. 13, in Oldham county; passed.

Also—a bill to amend the charter of the Harrod's creek academy; passed.

Mr. KELSEY, Federal Relations—Resolutions from the Senate as follows:

WHEREAS, resolutions from the Legislature of the State of Ohio, and from other superannuated sources, touching the question of slavery, have been forwarded to the Governor of Kentucky, and by him laid before this Legislature, which in our opinion is an unconstitutional and fanatical interference with our domestic institutions—therefore

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Governor of this Commonwealth be requested to return the said resolutions to the source from whence they came, with his official endorsement thereon, asking in the name of Kentucky, that hereafter these States respectively keep within their own jurisdiction such resolutions and such doctrines, and cease their unwarranted interference with the domestic institutions of Kentucky.

With an amendment striking out "superannuated sources," and insert in lieu thereof, "States;" the amendment was adopted.

Mr. LINDSEY offered the following as a substitute for the resolutions as amended—

WHEREAS, The Governor of this Commonwealth having laid before this General Assembly certain resolutions adopted by the Legislatures of Ohio, New Hampshire, Maine, and Connecticut, on the subject of slavery, the extension thereof into the Territories of the United States, and on the power of Congress over the Territories of the United States; and this General Assembly having considered the same, express their deliberate opinion, as follows:

Be it Resolved by the General Assembly of the Commonwealth of Kentucky, That the subject of slavery within the States where it exists, whether as to continuance, control, gradual, or immediate

extinction, belong exclusively to such States. Resolved further, That by the constitution and laws of the United States, the right to recapture a slave, who has escaped from his owner and fled to any other State, or into any Territory of the United States, is plainly authorized and secured; that it is also the plain right of the citizens of the several States of the Union, to carry their slaves with them in passing through any of the States, or to remove to and settle in any of the Territories of the United States with their slaves or other property, and there to hold them or it, under the constitution and laws of the United States, as long as the same remains a Territory, and until the citizens of the United States, residing in such Territory, shall form a State by adopting a constitution which prohibits slavery, and abolishes the same.

Resolved further, That it is a plain duty the several States owe each other not to pass any resolutions or laws intended or calculated to excite, foment, or encourage dissension or want of confidence and respect on the part of the citizens of the several States toward each other; on the contrary, it is their duty so to act, speak, pass laws, and enforce them, as to prevent wanton aggression on the rights of each other, on the rights of the citizens, of each other, or their slaves and other property, and to preserve peace and concord. Resolved further, That it is the opinion of this General Assembly that the resolutions transmitted to the Governor of this Commonwealth, and now being considered by this General Assembly, are not conceived in language or in spirit promotive of peace and good will amongst the people of the States, and protective of the rights of the slave States, and should be reconsidered, rescinded, or repealed by the several Legislatures who passed them.

Resolved further, That it is the disposition of this General Assembly, as it is the disposition of this people of this Commonwealth, as it is the disposition of the United States, and as it is the disposition of the several States, and as it is the disposition of the several Territories, to preserve and perpetuate the integrity and honor of the several States, as well as of the Union, knowing, as it is expressed upon the great seal of our beloved Commonwealth, "United we stand, divided we fall."

Resolved, That the Governor of this Commonwealth, and the Legislatures of the several States, and the Legislatures of the several Territories, to stand by the common promises as contained in the constitution of the United States, and to preserve and perpetuate the integrity and honor of the several States, as well as of the Union, knowing, as it is expressed upon the great seal of our beloved Commonwealth, "United we stand, divided we fall."

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Mr. EAVES—a bill changing the time for holding the Muhlenburg circuit court.

Mr. TRAPNALL—a bill to amend the charter of Bacon college.

Mr. WILSON—a bill to change magistrates and constables district No. 3, in Washington county.



REPORT FROM SELECT COMMITTEE.

Mr. MUIR—a bill to define the jurisdiction of the Louisville chancery court; referred to committee on Judiciary.

MESSAGE FROM THE GOVERNOR.

Mr. T. P. A. Biss, Assistant Secretary of State, delivered a message from the Governor in writing; referred to committee on Federal Relations.

And then the House adjourned.

NEARLY printed Catalogue of the Fruits, Ornaments, Trees, Vines, Shrubs, &c., at the above named Nursery, may be had by application to A. G. HODGES, Frankfort, Ky.

Orders may be addressed to HOBBS & WALKER, Williamson Post Office, Jefferson county, Ky., or to A. G. HODGES, Frankfort, Ky.

Frankfort, Oct. 17, 1854.

DESCRIPTION.
 Id Lewis Hoage is about 6 feet 2 inches high; spare
 of build; fair complexion; blue eyes; red hair and
 lean in the face, with thick lips and sharp nose
 the Roman hump, and round shouldered.

CANDIES—
 Just received from New York twenty varieties of
 FRENCH PREMIUM CANDIES.
 May 13, 1857. GEO. A. ROBERTSON.

Bacon! Bacon!! Bacon!!!
 600 POUNDS BACON SIDES, for sale for cash.
 Oct 2, 1857. W. A. GAINES.

Dec. 1, 1857—w6m. THOMAS FARLER,
Jailer of Harlan County.

TOBACCO AND SEGARS—
A fine assortment always to be found at
May 15, 1857. GEO. A. ROBERTSON'S.

BRANDIES, WINES, AND GIN;
Also, 10 barrels Whisky 4 year old: 50 barrels 2 year old
in store and for sale by
July 1, 1857. GRAY & TODD.

This is a blank, aged, cream-colored page, likely an endpaper or flyleaf of a book. The paper has a slightly textured appearance with some minor discoloration and faint smudges, particularly along the bottom edge. There is no text or other markings on the page.